

7/4/ (22)

Selectmen's Minutes

May 19, 2003

7:00 P.M.

Present: Walter Foster, Peter Ashton, Trey Shupert, F. Dore' Hunter, Robert Johnson, Town Manager and Assistant Town Manager. Meeting was televised.

CITIZEN'S CONCERNS

Proponents of establishing a Teen Center were present to discuss their ideas to open a teen center in Acton. Jeff and Cindy McCarthy spoke about the construction of a youth center they will raise money and work on a location with the Town. Walter said that Trey would be serving as liaison to this effort.

Tom Kellerher, Strawberry Hill – Urged Acton to reallocate funds with regard to ARRT. He said the Stow Selectmen lent Maynard \$80,000 with the understanding that Acton would be paying the \$80,000 back to Stow.

Walter noted the ARRT terminates at the South Acton Train Station. They will discuss this issue later on in the meeting.

Mary Michaelman – On behalf of ACES – Grace will hold a public meeting at the High School on June 12th at 7:00. They will be discussing the history and status of the site. They will also talk about what is next and Public Risk Assessment to people, plants and animals and the way people may get exposed.

She asked that the Board of Selectmen ask Grace to actively clean the affected ground water on the entire northeastern area.

SEWER COMMISSIONERS BUSINESS

DORE' HUNTER -Moved to set the May rate at .01545 per gallon. TREY SHUPERT - Second. UNANIMOUS VOTE. It was also discussed that we should include in the next bill the status of Subsidy Balance so that people will know the subsidy is coming to a close.

PUBLIC HEARINGS & APPOINTMENTS

SITE PLAN SPECIAL PERMIT #02/19/03-388 AUTOPLEX, 60 POWDER MILL ROAD.

Randy Clemence and Mark Donhue of Acton Survey were present representing Leo Bertolami. Randy discussed the staff recommendations and comments that they have reviewed and the comments will be added to the plan. The lot was originally a dumpsite years ago and recent testing shows the debris is limited to the middle of the site. Parking on the front and the East Side has two entrances. He then discussed the Bldg. Commissioner's concerns. They have more parking then required. Mr. Bertolami will construct a sidewalk. The Outdoor Lighting issue has been discussed with the Committee. Slide gates will be installed. They will remove 183 cubic feet to meet the

approval of 7.5. Recharge will be installed. Trey spoke about parking of vehicles on grass.

Bob Johnson questioned where the sidewalk would be. It will be along the entire frontage of the lot and Mr. Bertolami will build the sidewalk. DORE' HUNTER – Moved to take under advisement. PETER ASHTON – Second. UNANIMOUS VOTE

SITE PLAN SPECIAL PERMIT #03/20/03-389 25 POWDER MILL ROAD LLC, 25 POWDER MILL ROAD

George from Stamski and McNary spoke about the proposed building. It will be a trade shop in the ground level and a small apartment on the upper level. It is currently a vacant house. DORE' HUNTER – Moved to take under advisement. TREY SHUPERT – Second. UNANIMOUS VOTE

PALMER PROPERTY, Ch 61 LAND OFFER – Steve Graham representing the Palmer Kennel and Quail Ridge asked that the Board vote on their right of first refusal. Atty. Graham realized at the closing last week that they needed the release. . TREY SHUPERT –Moved to waive our rights under Chapter 61. ROBERT JOHNSON -. Second. UNANIMOUS VOTE

SELECTMEN'S BUSINESS

NARA BEACH FEE – TREY SHUPERT – Moved to allow the early bird rate as asked by the resident as they were one day late due to a family misunderstanding. DORE' HUNTER – Second. UNANIMOUS VOTE

DOG LICENSE LATE FEE - The Board reviewed the request for abatement of the late fee associated with late dog licensing. Dore' noted that they had ignored notices sent by the Clerk. Dore' said we should not waive the late fee citation. Peter agreed with Dore'. TREY SHUPERT – Moved to pass over this request for abatement. DORE' HUNTER – Second. UNANIMOUS VOTE

REQUEST FOR FUNDING FROM THE GEORGIA WHITNEY – The Board reviewed the request and will appropriate up to \$1,000 from the fund for the poetry reading program at the Acton Memorial Library. PETER ASHTON – Moved to expend \$1,000 from the G.Whitney fund. TREY SHUPERT – Second. UNANIMOUS VOTE.

MBTA DISCUSSION- Dore' discussed the PMT report and how it affected the Fitchburg line. Dore' will continue as Representative.

OTHER BUSINESS

Dore' noted that Brian Humes architect of the Public Safety Building project is hoping for mid or late June to get the documents on the streets. Brian wants to touch the appropriate bases and come to the Board's next meeting.

Peter noted the June 9th forum on planning and traffic on Great Road with TAC and other concerned people.

Towne Building Reuse Bids – The Board authorized the Manager to get this finalized as soon as possible.

Email discussing Brookside Mall and the trucks emptying the dumpsters was discussed and it was noted that we take a strong stance on this and to disallow trucks coming in on Esterbrook Road.

Bob Johnson thanked Dore' for his work in the recent ANN Drill.

EDC – Trey will be the second representative. Peter will continue on this committee.

Chairman Foster noted that he plans on reviewing the Goals and Committee Assignments at next meeting.

CONSENT AGENDA

TREY SHUPERT – Moved to approve the Consent Agenda – DORE' HUNTER - Second. UNANIMOUS VOTE.

TOWN MANAGER'S REPORT

FY03 BUDGET AND REVENUE STATUS REPORT

As winter storms caused snow removal and cleanup expenses to exceed budget and the State budget crisis continue to worsen, the Board of Selectmen asked the Town Manager to implement a plan of action where municipal operations would be curtailed in order to absorb both the over expenditure in snow removal and the \$135,000 reduction in FY '03 State Aid within his bottom-line appropriation. Assistant Town Manager John Murray reviewed the written material provided to the Selectmen concerning the status of both the municipal budget and town-wide revenues for FY '03. While, staff believes it will be able to accommodate primarily through staff reductions the \$395,000 (\$260,000 over expenditure in Snow and Ice removal and the \$135,000 in State Aid) the Board of Selectmen had requested. In addition, John paid special attention to the use of the Reserve Fund and the assumptions listed in the written documentation.

The Board discussed the current economic climate and the specific assumption base and there was a consensus that the plan of action developed by the Town Manager was appropriate and prudent given the conflicting information from Beacon Hill.

EXECUTIVE SESSION

DORE' HUNTER – Moved to go into Executive Session to discuss Litigation and land acquisition. ROLL CALL TAKEN, ALL AYES.

Christine Joyce
Recording Clerk

Clerk

Date

Executive Session

May 19, 2003

SPENCER ROAD – Don discussed the situation and the fact that it would be the Temple that people will point their finger at. Don said there is serious water in Ms. Curtis's basement and it is new water. Dore' said we need to tell the temple we are looking at it and the Water District has been eliminated because the water is not treated. Peter said that we should contact the Temple and give them this report and go forward.

Don updated the Board on his dealings with Town Counsel to settle the outstanding issues with the sewer project contractors.

DEP/DPW – Don said it did not go well.

PALMER PROPERTY - Don spoke about the land swap and the roll back taxes that will be paid.

ARRT/MBTA

Don discussed the calls that Hudson from Stow and Maynard. Don doesn't see why we shouldn't release the grant money to Maynard. Meet privately get a picture in the paper. PETER ASHTON – Moved to release the money to Maynard. DORE' HUNTER – Second. UNANIMOUS VOTE.

Christine Joyce
Recording Clerk

Clerk

Date

May 19, 2003

TO: Board of Selectmen, Sewer Commissioners

FROM: Walter Foster, Chairman

SUBJECT: Selectmen and Sewer Commissioners Report

May 19, 2003
MEETING BEGINS AT 7:00 P.M.

I. CITIZEN'S CONCERNS

II SEWER COMMISSIONER'S BUSINESS

1. **RATE SETTING FOR MAY** – Enclosed please find recommendations and staff comments for Board consideration.

III. PUBLIC HEARINGS & APPOINTMENTS

2. **7:15 SITE PLAN SPECIAL PERMIT #02/19/03-388 AUTOPLEX, 60 POWDER MILL ROAD,** - Enclosed please find materials in the subject regard.
3. **7:30 SITE PLAN SPECIAL PERMIT #03/20/03-389 25 POWDER MILL ROAD LLC,** Enclosed please find materials in the subject regard.
4. **7:45 PALMER PROPERTY, Ch. 61 LAND OFFER** – Enclosed please find a notice from the Palmer Family Realty Trust seeking Board determination regarding the Town's right of first refusal on the subject property for Board consideration.

IV. SELECTMEN'S BUSINESS

5. **NARA BEACH FEE** — Enclosed please find a request to allow the purchase of a NARA Beach pass at the preseason cost, for Board consideration.
6. **DOG LICENSE LATE FEE** – Enclosed please find a request from Mr. Desimone for abatement of the Late Fee for a dog license for Board consideration.
7. **REQUEST FOR FUNDING FROM THE GEORGIA WHITNEY FUND** – Enclosed please find a request for \$1,000 from the G. Whitney Fund to help with the funding for the Robert Creeley Day Poetry program.
8. **MBTA DISCUSSION** – Enclosed please find correspondence related to the MBTA Draft Program for Mass Transportation (PMT) and the Board's representation to the Advisory Committee, for Board consideration.

9. OTHER BUSINESS

V CONSENT AGENDA

10. **ONE DAY LIQUOR LICENSE** – Enclosed please find a request for a One-Day Liquor License for the Acton Family Network Barbecue at NARA, for Board consideration.

11. **ONE DAY LIQUOR LICENSE** – Enclosed please find a request for a One-Day Liquor License from Dewi Win for a 40th Birthday at NARA, for Board consideration.
12. **ONE DAY LIQUOR LICENSE** – Enclosed please find a request for a One-Day Liquor License for a wedding reception at 33 Weatherbee Street, for Board consideration.
13. **ACCEPT GIFT** – Enclosed please find a list of donors and donations to the Conservation Trail Guide for Board consideration.
14. **ACCEPT GIFT** – Enclosed please find a request from the Citizens' Library for acceptance of a gift from the Citizens Library Auxiliary, for Board consideration.
15. **ACCEPT GIFT** – Enclosed please find a request from the Citizens' Library for acceptance of a gift from the Ms. Wissell, for Board consideration.
16. **ACCEPT GIFT** – Enclosed please find a request from the Friends of the Arboretum, Inc. for Board acceptance of an American Beech in Memory of Franklin Charter, for Board consideration.
17. **ACCEPT GIFT** - Enclosed please find donations totaling \$275.00 to the Elizabeth White Fund in memory of Patti Sanford for Board action.

VI. TOWN MANAGER'S REPORT

18. **FY03 BUDGET AND REVENUE STATUS REPORT** – The Town Manager will report to the Board concerning the current status of revenues and expenses for FY03.

VII EXECUTIVE SESSION

19. There will be a need for Executive session to discuss the enclosed materials.

ADDITIONAL INFORMATION

Enclosed please find additional correspondence that is strictly informational and requires no Board action.

FUTURE AGENDAS

To facilitate scheduling for interested parties, the following items are scheduled for discussion on future agendas. This IS NOT a complete Agenda.

June 2 – Liquor Violation –

Site Plans 2 Craig Road and 816 Main Street

June 23 Acton Assisted Living LLC – Site Plan second phase

July 14

August 4

Sept. 8 & 22

October 6

GOALS 2002-2003

1. Labor Negotiations & Improve Labor Relations environment (Peter/Trey)
2. Improve Communication with Town Boards (Peter/Trey)
Implement Chairman Round Table - (Trey) *(for Dec/Jan)*
Revisit 2020 Planning Process for direction to make this process more beneficial towards Implementation of long-term vision (Trey).

3. Towne Building Reuse (Walter/Dore'/Peter)
4. ALG process be used for purpose of Budget Planning for FY04 (Walter/Trey)
5. Residential and Commercial Growth (Walter/Pam) (*PCRC EDC – Continuing to meet*)
6. Open Space and Recreation Plan (Peter/Walter) Completed
7. Health Insurance Trust Agreement (Peter) (*Peter still working on getting comments from Water District.*)
8. Decision on Pentamation Accounting System (Dore'/Peter) (*Proposals are being looked at by staff*)
9. Process Planning for "Life after NESWC" (Pam/Peter) (*John Murray is looking at this*)
10. Joint IT process-organizational change (Walter/Dore') (
11. Implement an on-going Public Relations campaign regarding budgetary situation (Trey/Walter) (*ALG put plan in place A/B*)
12. Provide looking at salary levels in the organization, include liaison with Personnel Board (Trey /Peter) (*Need to look at budget*)
Based upon results of Salary Survey, conduct a through review of current salary levels (Trey/Peter) (*Need to look at budget override for Operating budget*)
13. Broader community interface with Emerson Hosp.- Board of Health to take elder issues on (Pam)
14. Recreational field lack of space, prison land etc. (Walter)
15. Middlesex Pension alternatives (Walter)

GOALS carried forward

16. Public Safety Facility (Dore'/Trey)
 17. Determine future of Vaillancourt House - 17 Woodbury Lane. (Pam) (*No dialogue thus far as budgets have had the bottom fallout, Historical Commission issue and seek suggestions*)
- Goals 2003-Selectmen folder**